

Greeley County Commissioner Minutes

May 9, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 9th day of May 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett, Joe McNally, McNally Law Office, and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the April 25, 2023 meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed by the County Board for the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Wadsworth, second by Leslie to approve the monthly reports. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Adams County Clerk of the District Court mental health 315., Antelope County Sheriff inmate housing 960., Appera janitor supply 123.12, Applied Connective Technologies computer consult, equipment 3144.28, Beck Tree Service tree trimming/removal 750., Black Hills Energy heat fuel 388.11, Bloom Repair parts/repair 1,027.46, Bomgaars Supply building repair 27.74, Boone County vet's agreement qtrly payment 2,002.32, Clearly internet/phone 751.50, Comfort Inn lodging 98., Country Market janitor supply 70.36, Country Partners fuel 746.30, DAS State Acctg – Central Finance data processing 85.84, Paul Deaver postage reimbursement 41.94, Designs Plus Embroidery uniform allowance/badges/logos 171., Eakes Office Solutions supply/data processing/equipment rental 1,288.88, First Concord Benefits Group bc/bc contribution, admin fee 2,862.92, Margaret Freeman prior service 13., Paul Glaser p&z mileage 24.24, Great Plains Communications phone/internet 250., Greeley County Assessor dues 25., Greeley County Court county crt. costs 91.80, Mindy Grossart mileage 118.56, William Hamer p&z mileage 15.07, Howard/Greeley RPPD light service 263.03, Cody Jensen p&z mileage 17.03, Brenda Kehler mileage 136.24, Lake Mac Assessment contract 10,000., Loup Basin RC & D Council spring public/weed watch 222.83, Maximus cost allocation plan 349.17, McNally Law Office legal matter 2,493.44, Microfilm Imaging Systems rental fee 40., Mid-Nebraska Disposal garbage hauling 698.10, MIPS data processing 18,99.19, Charlotte Murphy prior service 21., NACO dues 1,407.56, Nebraska Health & Human Services institution costs 90., Peoples Service vehicle repair 1,307.16, Phonograph-Herald print/publish 183., Pitzer Digital print/publish 678.76, Radio Time Billing advertising 396., Stealth Broadband internet 65., Catherine Sweeney prior service 10., Carol Trumler phone reimbursement/supply/postage/envelopes 166.18, Margaret Valladao mileage reimbursement 653.04, Valley County Sheriff inmate housing 50., Verizon Wireless phone/wifi 40.01, Village of Greeley water service 290.94, Vision Service Plan vision insurance 308.17, Woods Aitken lawyer fees 4,110. ROAD: Ace Irrigation & Manufacturing culverts 9,068.70, AKRS Equipment Solutions shop supply/parts/grease-oil 277.19, Appera uniform/towel service 290.35, Beck Tree Service handi-man/misc labor 900., Black Hills Energy heat fuel 436.19, Bloom Repair parts/labor 1,836.11, Bomgaars Supply pipe/bolts, etc 22.78, Corner Garage parts/oil/tires 1,143.11, Country Partners fuel 11750.90, Filter Care of Nebraska repair parts 54.65, Grossarts repair/parts 16.77, Hamilton phone/internet 92.97, Hi-Tech Diesel parts/repair 87.05, Hillbills Diesel Ag & Auto grease/oil/etc. , shop supply 27.92, Hooker Bros. Sand & Gravel

road gravel 4015.53, Howard/Greeley RPPD light service 182.57, Iron Dr. Welding repair labor 602.64, Island Supply Welding Company oxygen/acetylene 19.20, Jeffres Sand & Gravel road gravel 6,144.78, Kowalski's Truck and Auto Care equip. repair 227.61, Mid-Nebraska Disposal garbage disposal 42.70, Miller Power Sports fuel 82.58, Molt Mfg. repair/labor/steel products 709., Mitch Palu reimbursement grounds supply 20.96, The Parts Bin parts/grease-oil/shop tools 169.28, People's Service tire repair/labor 1389., Roaches Lumber & Redi-Mix parts/building repair 283.21, Root Construction build repair/handi-man misc labor 7,240.94, S.E. Smith & Sons lumber/hardware 52.56, Spalding Farm & Home build repair 85.01, Stankoski Dozing and Excavating machine hire from others 5,508., Trotter Truck Plaza parts/labor 539.79, Trotters Whoa & Go II fuel/supply 77.21, Ulrich Gravel road gravel 4,763.62, Village of Greeley water service 65.94, Village of Scotia water/sewer/garbage service 80.75, Village of Spalding light service 74.89, James Wilford storage fee 50. INHERITANCE TAX FUND: Applied Connective Technologies surveillance 11,301.75, Nebraska Machinery Company machinery/equipment 299,072. GENERAL FUND: Salaries, 28,502.88, EFTPS Matching SS, 2,180.45, Ameritas Life Ins. Corp, Matching County Retirement, 1,869.99, Blue Cross Blue Shield, 14,128.80, ROAD FUND: Salaries, 10,074.52, EFTPS Matching SS., 770.70, Ameritas Life Ins. Corp, Matching County Retirement, 680.01.

Raymond Bernt with Crazy Ray's River Bar 419 Market Street Hazard, NE 68844 met with the County Board and presented several applications for Special Designated Liquor Licenses along with an outdoor diagram. The first application for a Special Designated License with event dates scheduled for May 27th, and 28th, 2023. Motion by Wadsworth, second by Foltz to approve the dates of May 27th (5 p.m. – 2 a.m.), and 28th (8 a.m. – 2 a.m.), 2023. Subject to the Liquor Control Commission requirements. Roll Call Vote: Wadsworth yes, Foltz yes, Leslie no, motion carried. Leslie recommended proof of insurance, licensed vehicles, and having Sheriff's involvement. Raymond stated he obtains liability insurance after the liquor license is approved and he follows the requirements under the Nebraska Liquor Control Commission Rules. Raymond presented the second application for July 1st and 2nd, 2023. Motion by Wadsworth, second by Foltz to approve July 1, 2023 (8 a.m. – 2 a.m.) and July 2nd, 2023 (8 a.m. – 2 a.m.). Subject to the Liquor Control Commission requirements. Roll Call Vote: Wadsworth yes, Foltz yes, Leslie no, motion carried. Raymond Bernt presented the final application to the board concerning Special Designated License for August 12th, and 13th, 2023. Motion by Wadsworth, second by Foltz to approve August 12th, 2023 (8 a.m. – 2 a.m.) and August 13th, 2023 (8 a.m. – 2 a.m.). Subject to the Liquor Control Commission requirements. Roll Call Vote: Wadsworth yes, Foltz yes, Leslie no, motion carried.

Gerri Behnk, Assessor presented two contracts for review. Lake Mac Assessment one-year agreement \$87,055, Lake Mac Assessment two-year agreement \$156,739.50, and Stanard Appraisal Services one-year agreement \$58,680. Gerri recommended Lake Mac Assessment since their scope of service is more complete and she worked with Bryan, at Lake Mac Assessment last year. After discussion, a motion was made by Wadsworth to accept the two-year contract with Lake Mac Assessment, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Bill Hamer, Planning & Zoning Commission presented a letter of resignation from the Planning and Zoning Commission. He stated it has been a privilege to work with the Board. Bill specified that he had an interest in the wind project but has transferred the land out of his name. He explained that he has abstained from voting on the wind application. He does support alternative energy and believes in the Planning & Zoning Commission Manual. Wadsworth moved to accept the resignation with regret, seconded by Leslie. Carol Trumler, Planning & Zoning Administrator recommended Nolan Poss for the appointment. Commissioner Wadsworth stated a couple of individuals have expressed interest in being appointed to the Planning & Zoning Commission and

asked them to be present if they were interested in the appointment. Valarie Conger was present and explained that she is a very detailed person. She stated she printed off the Comprehensive Plan and read through most of it. She clarified that she is new to the County, but she feels she would be a good member. Foltz stated it is important to be open-minded; rules and regulations in the Planning & Zoning Manual need to be reviewed from every angle. A motion was made by Wadsworth to appoint Valarie Conger to the Planning & Zoning Commission to serve the remaining term, second by Leslie. Roll Call Vote: All yes, motion carried.

Josh Gilbertson with Oak Creek Engineering was present to open bids for the following structure replacements: C003900905P Replacement: Ace Eaton metals \$49,086.75 and Midwest Service and Sales Co. \$52,011. Motion made by Foltz to accept the bid from Ace Eaton Metals, second by Leslie. The materials are to be delivered in August 2023. Roll Call Vote: All yes, motion carried. C003904810P Replacement: Theisen Construction, Inc. \$853,080.85, Ed Hoevet Excavating \$739,902.10, Midwest Infrastructure, Inc \$932,897.00, and Simon Contractors \$987,000.00. Motion made by Leslie to accept the bid from Ed Hoevet Excavating, second by Wadsworth. Roll Call Vote: All yes, motion carried. Next, Josh presented a Road Study Letter for vacating a county road located and legally described as follows: 804th Road, beginning at the east right-of-way line of 508th Avenue and extending east approximately 1 mile to 509th Ave, also described as the section line between S-2 T-17 R-9 and S-35 T-18 R-9. After performing the road study Lance recommended vacating the road and relinquishing the right-of-way back to the adjacent landowner. Motion made by Leslie to approve Resolution 2023-4 setting a public hearing for June 13th at 10:00 a.m., seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Discussion on 503 A Road upgrade, Wadsworth moved to seek bids for the project, seconded by Leslie. Roll Call Vote: All yes, motion carried.

The Board reviewed the NACO BCBS subgroup application. The premium increase for health and dental insurance rates for the next renewal period is a 3.98% increase. Leslie moved to approve the subgroup application, second by Wadsworth. Roll Call Vote: All yes, motion carried. The NACO Vision Insurance renewal was also reviewed. Motion made by Leslie to approve the NACO VSP renewal, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Keith Marvin, Marvin Planning Consultants, Inc submitted a proposal for Next Era Wind Farm CUP review. Joe McNally, McNally Law Office recommended approval of the letter of agreement. A motion was made by Leslie to approve the letter of agreement with Marvin Planning Consultants, Inc., seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver met with the Board to request the purchase of hardware and software from Applied Connective. Foltz recommended using the Cares Act money to purchase the new equipment for the Sheriff's Department. Wadsworth moved to authorize Sheriff Paul Deaver to sign the quote with Applied Connective for \$9,987.92 to be paid out of General Miscellaneous, second by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: Raymond Bernt thanked the Board for the work they do as public servants. He stated personal grudges should not influence any board decisions. Bill Hamer advocates the wind project and renewable energy. He stated there are charging stations in Grand Island, Kearney, and North Platte for electric vehicles and he does not want to be left in the cold. Carol Trumler, Planning & Zoning Administrator spoke of her concerns about the newly appointed Planning & Zoning Commission, and she also stated she was not aware of the Marvin Planning Commission Agreement. Kristy Barnes stated the power from the wind proposal is going to the Southwest Power District.

Wadsworth moved to enter the executive session at 10:34 a.m. for the purpose of discussing personnel, second by Leslie. Roll Call Vote: All yes, motion carried. The County Board, Cindy Bassett, and Joe McNally, McNally Law Office and were present for the executive session. Carol Trumler, Planning & Zoning Administrator declined to be present for the discussion in the executive session. Wadsworth moved to exit the executive session at 10:45 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Motion by Wadsworth to adjourn at 10:47 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 15th day of May 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk